

**MEDICAL LICENSING BOARD OF INDIANA
INDIANA GOVERNMENT CENTER SOUTH
402 WEST WASHINGTON STREET
ROOM W064
INDIANAPOLIS, INDIANA 46204**

MINUTES OF JULY 26, 2007

Worthe Holt, J.R., M.D., President called the meeting to order at 8:50 a.m. and declared a quorum in accordance with IC 25-22.5.

Members Present: Worthe Holt, Jr., M.D., President
 (left for the day at 11:00a.m.)
 William Beeson, M.D., Vice President
 Navin Barot, M.D., Secretary
 Thomas Akre, D.O.
 Stephen Huddleston, J.D., Consumer Member
 Bharat Barai, M.D.

These members were also present for the Executive Board Meeting held at 8:15am.

Member Absent: N. Stacy Lankford, M.D.

Staff Present: Michael Rinebold, Board Director
 Professional Licensing Agency
 Jody Edens, Assistant Board Director
 Professional Licensing Agency
 James Schmitt, Deputy Attorney General
 Office of the Attorney General

The Board voted to adopt the agenda and addendum as amended.

Barai/Barot6/0/0

The Board voted to adopt the minutes of the June 28, 2007 meeting.

Beeson/Huddleston, 6/0/0

PERSONAL APPEARANCES

INITIAL APPLICANTS

The following personal appearances were continued:

| | | |
|---------------------------|------------------------|--------------------------|
| Martin Bonney, Jr., M.D. | Joseph Casey, M.D. | Barry Eppley, M.D. |
| Mark Jennings, M.D. | Michael Kelley, M.D. | Deborah McCullough, M.D. |
| Mark Morrison, M.D. | Michael Mulligan, M.D. | Franklin Nash, M.D. |
| Richard RePass, M.D. | Kirnjot Singh, M.D. | William Tuley, M.D. |
| Godwin Uwidia | Aaron Ament, M.D. | Efren Lopez, M.D. |
| Christopher Wirsing, D.O. | Elizabeth Nelson, M.D. | William Powers, M.D. |

The following appeared before the full Board for their scheduled personal appearance.

Laura Carr, M.D., Initial Application – Dr. Carr appeared before the Board concerning a positive response on her initial application for licensure and was not represented by counsel.

After discussion the Board moved to APPROVE for issuance.

Holt/Barai, 5/0/1 with Dr. Beeson abstaining

Kenneth Drews, M.D., Initial Application – Dr. Drews appeared before the Board concerning a positive response on his initial application for licensure and was not represented by counsel.

After discussion with the Board, Dr. Drews requested to withdraw his application for licensure. The Board moved to ACCEPT his withdrawal request.

Barai/Barot, 5/0/0

Garnet Harris, M.D., 01029733A – Dr. Harris appeared before the Board regarding documentation received by the Board on her renewal application and was represented by counsel.

She has had a total of four (4) malpractice suites in her medical career and has never been denied malpractice insurance. Her privileges have never been restricted.

After discussion the Board moved to APPROVE Dr. Harris' renewal application.

Huddleston/Akre, 4/1/0, with Dr. Barot objecting

Homer Holt, M.D., 01034116A – Dr. Holt appeared before the Board concerning a positive response on his renewal application and was not represented by counsel.

Dr. Holt is on probation in the state of Kentucky. He agreed during the conversation with the Board to work on an agreed probation order for his Indiana license.

After discussion the Board moved to TABLE this matter in order to complete an agreed probationary order. His license will then be renewed on probation.

Huddleston/Barot, 5/0/0

Anandkumar Koyani, M.D., 01021660A – Dr. Koyani appeared before the Board concerning documentation received by the Board on his renewal application and was not represented by counsel.

Dr. Koyani stated that his privileges at St. Joe Hospital were suspended and this was entered into the NPDB. He answered all questions no on his renewal application.

After discussion the Board moved to APPROVE Dr. Koyani's renewal application and requested that a complaint be filed with the Attorney General's Office for further investigation.

Huddleston/Beeson, 3/0/2, with Dr's Beeson and Akre abstaining

Joseph Mudd, M.D., 01017604A – Dr. Mudd appeared before the Board concerning documentation received by the Board on his renewal application and was not represented by counsel.

Dr. Mudd stated that he does family practice and sees about fifteen (15) patients a day. He no longer does rounds at the Hospital.

After discussion the Board moved to APPROVE Dr. Mudd's renewal application.

Beeson/Barot, 3/2/0, with Dr. Akre and Mr. Huddleston objecting

Jung Park, M.D., 01032400A – Dr. Park appeared before the Board regarding a positive response and documentation received by the Board on his renewal application and was not represented by counsel

Dr. Park explained that in 2002 a medical malpractice panel ruled against him because he did have his certification in breast surgery. He stated that he has done over one-thousand since 1991 and that he is certified by Cosmetic Surgery Academy.

After discussion the Board moved to APPROVE Dr. Park's renewal application.

Barai/Barot, 4/0/1, with Dr. Beeson abstaining

Warren Ralph, M.D., 01038418A – Dr. Ralph appeared before the Board regarding a positive response and documentation received by the Board on his renewal application and was not represented by counsel.

After discussion the Board moved to APPROVE Dr. Ralph's renewal application and requested that a complaint be filed with the Attorney General's Office for further investigation.

Beeson/Huddleston, 5/0/0

Addie Robinson-Grim, M.D., 01055799A – Dr. Robinson-Grim appeared before the Board concerning documentation received by the Board on her renewal application and was represented by David Beasey.

After discussion the Board moved to NEITHER RENEW NOR DENY but to REFER THIS MATTER TO THE AG'S OFFICE for investigation in accordance with IC 25-1-4(g). The status of his license will be "Valid to practice while reviewed" allowing Dr. Robinson-Grim to continue to practice while the AG's office investigates.

Huddleston/Akre, 5/0/0

Kevin Ronan, M.D., 01051528A – Dr. Ronan appeared before the Board concerning a positive response on his renewal application and was not represented by counsel.

Dr. Ronan indicated that he has a Court Marshall hearing scheduled for October 29th. His privileges at the Naval Academy have been suspended pending the outcome of the court marshal.

He stated that is has a current California license and has never had a malpractice issue.

After discussion the Board moved to NEITHER RENEW NOR DENY but to REFER THIS MATTER TO THE AG'S OFFICE for investigation in accordance with IC 25-1-4(g). The status of his license will be "Valid to practice while

reviewed" allowing Dr. Ronan to continue to practice while the AG's office investigates.

Huddleston/Beeson, 4/1/1, with Dr. Barot objecting
and Mr. Huddleston abstaining

Thomas Small, M.D., 01025451A – Dr. Small appeared before the Board concerning a positive response on his renewal application and was represented by Mary Watts.

After discussion the Board moved to APPROVE Dr. Small's renewal application.

Barai/Barot, 3/0/2, with Mr. Huddleston and Dr. Akre abstaining
(Mr. Huddleston recused himself from this hearing)

Mary Soper, M.D., 01026372A – Dr. Soper appeared before the Board concerning a positive response and documentation received by the Board on her renewal application and was not represented by counsel.

After discussing the Board moved to APPROVE Dr. Soper's renewal application.

Barai/Barot, 5/0/0

Betsy Thampi, M.D., Initial Application – Dr. Thampi appeared before the Board concerning her graduation from Saint Eustasis Medical School and was not represented by counsel.

The Federation of State Medical Boards has put an alert out on Saint Eustasis. The Board discussed with Dr. Thampi and she needs to show that the accreditation of Saint Eustasis is equivalent to LCME.

Dr. Thampi requested that her application be tabled to give her time to obtain documentation indicating that Saint Eustasis is equivalent to LCME.

After discussion the Board moved to TABLE Dr. Thampi's application.

CONSENSUS

Kamal Tiwari, M.D., 01034945A – Dr. Tiwari appeared before the Board concerning documentation received by the Board on his renewal application and was represented by Aaron Able.

After discussion the Board moved to APPROVE Dr. Tawari's renewal application and requested that a complaint be filed with the Attorney General's Office for further investigation.

Barai/Barot, 5/0/0

Thomas Trancik, M.D., 01058142A – Dr. Trancik appeared before the Board concerning a positive response and documentation received by the Board on his renewal application and was represented by David Jose.

He currently has privileges at St. Vincent Hospitals and Clarian and Seaton Hospital.

After discussion the Board moved to NEITHER RENEW NOR DENY but to REFER THIS MATTER TO THE AG'S OFFICE for investigation in accordance with IC 25-1-4(g). The status of his license will be "Valid to practice while reviewed" allowing Dr. Tranick to continue to practice while the AG's office investigates.

Barai/Huddleston, 5/0/0

Mark Travis, M.D., 01061315A – Dr. Travis appeared before the Board concerning a positive response on his renewal application and was not represented by counsel.

He is currently practicing in the state of Illinois.

After discussion the Board moved to APPROVE Dr. Travis' renewal application and requested that a complaint be filed with the Attorney General's Office for further investigation.

Barai/Beeson, 3/0/2, with Dr. Akre and Mr. Huddleston abstaining
(Mr. Huddleston recused himself from this hearing)

Trevor Treasure, M.D., 01060152A – Dr. Treasure appeared before the Board concerning a positive response and documentation received by the Board on his renewal application and was not represented.

He currently has privileges at all Clarian Hospitals. His privileges at Wishard were suspended.

He reported that he has surrendered his DEA.

After discussion the Board moved to NEITHER RENEW NOR DENY but to REFER THIS MATTER TO THE AG'S OFFICE for investigation in accordance with IC 25-1-4(g). The status of his license will be "Valid to practice while reviewed" allowing Dr. Treasure to continue to practice while the AG's office investigates.

Beeson/Barai, 5/0/0

Ray Warren, M.D., 01060320A – Dr. Warren appeared before the Board concerning documentation received by the Board on his renewal application and was not represented by counsel.

Dr. Warren indicated that he has an on-going patient complaint in Texas. He has not had any malpractice issues. He has a current DEA in Texas and Arkansas and current Medical licenses in Texas, Arkansas and Louisiana. He stated that he does not have a current Indiana controlled substances registration.

After discussion the Board moved to APPROVE Dr. Warren's renewal application and requested that a complaint be filed with the Attorney General's Office for further investigation.

Beeson/Barai, 4/0/1, with Dr. Akre abstaining

Joyce Zagursky, M.D., 01061310A – Dr. Zagursky appeared before the Board concerning a positive response and documentation received by the Board on her renewal application and was represented by David Jose.

Dr. Zagursky surrendered her DEA which automatically suspends her Controlled Substances Registration. She lost her privileges at Richmond Hospital.

After discussion the Board moved to NEITHER RENEW NOR DENY but to REFER THIS MATTER TO THE AG'S OFFICE for investigation in accordance with IC 25-1-4(g). The status of his license will be "Valid to practice while reviewed" allowing Dr. Zagursky to continue to practice while the AG's office investigates.

Huddleston/Barot, 5/0/0

Charles Canver, M.D., 01060317A – Dr. Canver did not appear in person regarding a positive response on his renewal application and was represented by Suzanne Lofton.

Ms. Lofton informed the Board that Dr. Canver wishes to withdraw his request for renewal at this time. He is currently in Saudia Arabia and will be going to Montana upon his return to the States. He has not had any quality of care issues.

During discussion the Board wanted to make it clear that if they grant the request to withdraw renewal; this would not negate the disciplinary issues from moving forward. Ms. Lofton informed the Board that Dr. Canver fully aware of this.

After discussion the Board moved to allow Dr. Canver to WITHDRAW his request for renewal.

Barat/Akre, 5/1/0, with Dr. Beeson objecting

The Board approved the following Personal Appearance recommendations submitted by all attending Board members. Beeson/Barai, 5/0/0

Dion Chavis, M.D.

Christine Hobbs, M.D.

Ashok Kadambi, M.D.

ADMINISTRATIVE HEARINGS

The following administrative hearings were continued:

Brion A. Bertsch, M.D., License No. 01031910A, Cause No. 2007 MLB 0006
Terry A. Crafton, M.D., License No. 01032882A, Cause No. 2007 MLB 0010

Patrick Michael Jarvis, M.D., License No. 01053137A, Cause No. 2007 MLB 0012

Respondent did appear in person and was not represented by counsel regarding a Proposed Settlement Agreement/Final Hearing scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

Dr. Jarvis is in Kentucky's impaired physician's program. His Indiana license is currently expired.

An agreement between the Respondent and the Attorney General's Office was presented to the Board by Elizabeth Kiefner, Deputy Attorney General. The agreement included the following:

- If the Respondent chooses to renew his Indiana license it will be renewed on Indefinite Probation. At the time he returns to Indiana a probationary order will be crafted to match his Kentucky Order.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to APPROVE the agreement.

Beeson/Barai, 6/0/0

Horn Yuan Shao, D.C., Acu., License No. 81000063A, Cause No. 2007 MLB 0004

Respondent did not appear in person and was not represented by counsel regarding a Petition for an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

The Respondent has been convicted of health care fraud.

An agreement between the Respondent, his counsel and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included an EXTENSION of the SUMMARY SUSPENSION until the August 23, 2007 meeting.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Akre/Barai, 5/0/0

Mark Ray Albrecht, M.D., License No. 01042753A, Cause No. 2007 MLB 0001

Respondent did not appear in person and was not represented by counsel regarding a Petition for an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included an EXTENSION of SUMMARY SUSPENSION for a period of ninety days.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement. The Board requested that the official complaint be filed with the Board within the next ninety (90) days.

Barai/Barot, 5/0/0

Robert S. Baker, M.D., License No. 01058310A, Cause No. 2007 MLB 0011

Respondent did appear in person and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

The Respondent was convicted of one (1) count of mail fraud. He has had action taken on his Kentucky license and cannot reapply for reinstatement until 2008.

An agreement between the Respondent and the Attorney General's Office was presented to the Board by Elizabeth Kiefner, Deputy Attorney General. The agreement includes that the Respondent's license will be placed on INDEFINITE SUSPENSION should he choose to renew his Indiana license.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to TABLE this matter for the revision and signing of a new agreement.

Huddleston/Akre, 5/0/1, with Dr. Barot abstaining

The Board reconvened this hearing later in the date.

A revised agreement between the Respondent and the Attorney General's Office was presented to the Board by Elizabeth Kiefner, Deputy Attorney General. The agreement includes:

- That the Respondent's license will be placed on INDEFINITE SUSPENSION should he choose to renew his Indiana license.
- If the Respondent attempts to renew he agrees he will attend a personal appearance before the Board. The merits of this complaint would be considered by the Board at that time and that he has not waived those issues by signing this agreement.

After discussion the Board moved to ACCEPT the agreement.

Huddleston/Barot, 5/0/1

Robert T. Mitrione, M.D., 01058433A, Cause No. 2003 MLB 0052

Respondent did appear in person and was not represented by counsel regarding a Petition to Withdraw Order of Probation scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting. Michael Rinebold, Board Director was sworn in as a witness for the Respondent.

Mr. Rinebold testified that he has reviewed Dr. Mitrione's probationary file. He stated that Dr. Mitrione has satisfactorily completed all terms of his probation order.

After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to WITHDRAW the ORDER OF PROBATION.

Barai/Akre, 5/0/0

Lawrence B. Rothstein, M.D., License No. 01056437A, Cause No. 2002 MLB 0025

Respondent did appear in person and was not represented by counsel regarding a Petition to Withdraw the Order of Probation scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting. Michael Rinebold, Board Director was sworn in as a witness for the Respondent.

Mr. Rinebold testified that he has reviewed Dr. Rothstein's probationary file. He stated that Dr. Rothstein has satisfactorily completed all terms of his probation order.

After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to WITHDRAW the ORDER OF PROBATION.

Barai/Huddleston, 5/0/0

DISCUSSION ITEMS

INSPECT presentation by Todd Kinney, Assistant Director of INSPECT: Mr. Kinney gave a presentation to the Board regarding the new INSPECT program. Several points mentioned by Mr. Kinney were:

- Controlled Substance Advisory Committee regulates INSPECT policy
- Who can have access to INSPECT reports:
 - Attorney General's Office
 - Licensing Board
 - Law Enforcement
 - Practitioners (the program was opened to Practitioners on July 1, 2007)
- Website is www.in.gov/inspect
- The following bordering states have this program; Kentucky, Illinois, Ohio and Michigan. Currently you must be registered in each state to access their information. They are working on a one time registration that would give access to all states in the program.

The Board thanked Mr. Kenney for his presentation.

Stephanie Sharpe, M.D., 01051569A – Mr. Rinebold informed the Board that Dr. Sharpe has had two relapses in a short period of time; the first being in March 2007 and most recent on May 14, 2007. ISMA and Dr. Shape reported this information to the Board.

After discussion the Board moved to GRANT Mr. Rinebold the authority to issue the Order to Show Cause.

RULES

A public hearing was held to re-adopt the following rules in accordance with IC 4-22-2:

- Medical Board; LSA Document #07-50
- Physical Therapy Committee; LSA Document #07-51
- Hearing Aid Dealers Committee; LSA Document #07-52
- Occupational Therapy Committee; LSA Document #07-53
- Respiratory Care Committee; LSA Document #07-54
- Acupuncturists; LSA Document #07-55

There were no comments made from the public. During their discussion to readopt these rules the Board took the following into consideration:

- Continued need for the rule
- Complaints or comments received from the public, including small businesses
- The complexity of the rule and any difficulties encountered by the agency administering the rule and small businesses in complying with the rule
- If the rule overlaps, duplicates, or conflicts with other federal, state or local laws, rules, regulations or ordinances
- Length of time since the rule was last reviewed or evaluated by the agency and degree to which technology, economic conditions, or other factors have changed in the area affected by the rule since that time.

Following discussion the Board moved to readopt the rules as listed.

Beeson/Huddleston, 5/0/0

REVIEW OF INITIAL APPLICATIONS

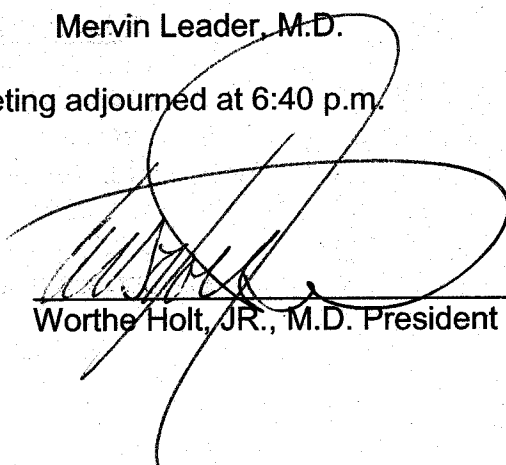
The Board reviewed the positive response information on the following applicants and approved them for issuance:

| | | |
|------------------------|-------------------------|-------------------------|
| Romeo Ambrosio, M.D. | John Anderson, M.D. | S. Bandyopadhyay, M.D. |
| Debby Crosley, M.D. | Leo Boggs, M.D. | Tomohiro Oshimura, M.D. |
| Meenakshi Pandit, M.D. | Leslie Pearlstein, M.D. | David Westbrook, M.D. |

The Board reviewed the positive response information on the following applicants and requested that they personally appear before the Board:

Ronald Andrews, M.D. Mervin Leader, M.D.

There being no further business the meeting adjourned at 6:40 p.m.



Worthe Holt, JR., M.D. President

William Beeson, M.D., Vice President